

030904
Clayton, Howarth & Cannon
Alan J. Howarth, Ph. D.
Clifford R. Cannon
Clifford R. Vaterlaus
Lawrence J. Edwards
Brian J. Davis
Registered Patent Attorneys

Intellectual Property Law
Patents • Trademarks
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Computer Law • Biotechnology
Unfair Competition • Enforcement

Clayton, Howarth & Cannon

CHC

Attorneys At Law • A Professional Corporation

Attorney Docket No. T9983.A

Mailing Address

P.O. Box 1909
Sandy, Utah 84091

Physical Address

1225 East Fort Union Boulevard
Suite 300
Midvale, Utah 84047

Phone: (801) 255-5335

Facsimile: (801) 255-5338

Home Page: www.chcpat.com

General E-mail: patlaw@chcpat.com

March 9, 2004

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a patent application entitled
"Drug Release from Antithrombogenic Multi-Layer Coated Stent," comprising:

- ☒ A continuing application as indicated below:
- Continuation of prior application no. _____, filed
[date], which is hereby incorporated by reference in the enclosed
application in its entirety.
- This continuation constitutes the enclosed true and complete copy of
said prior application, together with any instructions or amendments
provided herein or herewith.
- ☒ Divisional of prior application no. 10/262,432, filed September 30, 2002,
now U.S. Patent No. 6,702,850, which is hereby incorporated by reference in
the enclosed application in its entirety.
- This divisional constitutes the enclosed true and complete copy of
said prior application, together with any instructions or amendments
provided herein or herewith.
- Continuation-in-part of prior application no. _____, filed
[date] which is hereby incorporated by reference in the enclosed
application in its entirety.
- A patent application claiming the benefit of U.S. Provisional Application No.
/*,***, filed ***[date]***, which is hereby incorporated by reference in the
enclosed application in its entirety.

CERTIFICATE OF MAILING BY EXPRESS MAIL LABEL NO. EV 442106808US

Mailed: March 9, 2004

I hereby certify that this correspondence, and all enclosures indicated, are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450.

Respectfully submitted,

Alan J. Howarth

Alan J. Howarth
Attorney Registration No. 36,553

15364 U.S. PTO
10/797629
030904

- ☒ Twenty-eight (28) pages of specification, claims and abstract.
- ☒ Eleven (11) sheets of ☒ formal/___informal drawings.
- ___ Declaration, Power of Attorney and Petition.
 - ___ Newly Executed
 - ___ Copy from prior application (when a continuation or divisional) (37 C.F.R. § 1.63(d))
 - ___ Associate or Substitute Power of Attorney
- ___ Microfiche Computer Program (Appendix)
- ___ Nucleotide and/or Amino Acid Sequence Submission
 - ___ Computer Readable Copy
 - ___ Paper Copy (identical to computer readable copy)
 - ___ Statement verifying identity of above referenced copies

Also enclosed are:

- ___ An Assignment from _____ to _____ (including assignment cover sheet)
- ___ An Information Disclosure Statement under 37 C.F.R. §1.97 accompanied by a Form PTO-1449.
- ___ A Preliminary Amendment, and the fee calculation set forth below is based upon the claims as constituted by said amendment.
- ☒ A return receipt postcard under MPEP § 503, indicating specially itemized enclosures.
- ___ A Certificate Under 37 C.F.R. §3.73(b) to Establish Right of Assignee to Take Action.
- ☒ A Certificate of Express Mailing certifying a filing date of March 9, 2004, by use of Express Mail Label No. EV 442106808 US.
- ___ A Declaration Claiming Small Entity Status for ***[independent inventor, etc.]***, under 37 C.F.R. §§ 1.9 and 1.27.

- ☐ A paper entitled "Establishment of Small Entity Status" under 37 C.F.R. § 1.28(a), along with a copy of the declaration claiming small entity status under 37 C.F.R. §§ 1.9 and 1.27 filed in the prior application.
- ☐ Certified copy of priority document(s) (if foreign priority is claimed).
- ☐ A Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i). ***[Ask Atty]**
- ☐ A copy of the extension of time simultaneously filed in the prior application.

Instructions and Averments:

- ☐ Incorporation by Reference (if a copy of the declaration from prior application is included). The entire disclosure of the prior application, from which a copy of the declaration is supplied herewith as referenced above, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ A Declaration Claiming Small Entity Status was filed in the prior application and such status is still proper and desired.
- ☐ Cancel in this application original claims _____ of the prior application before calculating the filing fee.
- ☐ Pursuant to 37 C.F.R. § 1.78(a)(2), please amend the specification as follows:

[Attorney to fill in here if this is needed]

FEES

- ☒ No Fees are enclosed.
- ☐ Check No. _____ in the amount of \$_____.00 which represents the filing fee for this application.

The fees have been calculated as set forth below.

PATENT APPLICATION FEE CALCULATION TABLE							
			SMALL ENTITY			LARGE ENTITY	
	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE				\$ 370	OR		\$ 740
TOTAL CLAIMS	- 20 =		X 9 =	\$	OR	X 18 =	\$
IND. CLAIMS	- 03 =		X 42 =	\$	OR	X 84 =	\$
Presentation of Multiple Dependent Claims			+ 140 =	\$ -	OR	+ 280 =	\$
ASSIGNMENT RECORDATION FEE ()			+ 40 =	\$ -	OR	+ 40 =	\$
			TOTAL:	\$	OR	TOTAL:	\$

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication, if indicated by a marking below in the blank line corresponding to said fees, or credit any overpayment, to Deposit Account No. 50-0836.

- _____ An original and one copy of this letter are enclosed.
- _____ Any additional filing fees required under 37 C.F.R. § 1.16.
- _____ Any patent application processing fees under 37 C.F.R. § 1.17.

The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application, if indicated by a marking below in the blank line corresponding to said fees, or credit any overpayment, to Deposit Account No. 50-0836.

- _____ Any patent application processing fees under 37 C.F.R. § 1.17.
- _____ The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).
- _____ Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.

CORRESPONDENCE ADDRESS

X Please address all future correspondence to:

Customer No. 20450

X Please direct all future telecommunications to:

Alan J. Howarth
Clayton, Howarth & Cannon, P.C.
Telephone: (801) 255-5335
Facsimile: (801) 255-5338

X Please refer to the following attorney docket number in all future correspondence and telecommunications:

T9983.A

Dated this 9th day of March, 2004.

Respectfully submitted,



Alan J. Howarth
Attorney Registration No. 36,553

Clayton, Howarth & Cannon, P.C.
P.O. Box 1909
Sandy, Utah 84091

AJH/kdl
Enclosures